

Practitioner's Docket No. U 013610-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Vicente Bagan VARGAS, et al
Serial No.: 09/914,029 Group No.: 1755
Filed: March 22, 2002 Examiner.: Shalie A. Manlove
For: SILICA AND IRON OXIDE BASE PIGMENTS AND METHOD FOR THE
PRODUCTION THEREOF

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450
ATTENTION: GROUP DIRECTOR

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TC 1700
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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT AFTER
MAILING DATE OF FINAL ACTION OR NOTICE OF ALLOWANCE
BUT BEFORE PAYMENT OF ISSUE FEE (37 C.F.R. 1.97(d))

NOTE: 37 C.F.R. 1.97: "(c) An information disclosure statement shall be considered by the Office if filed after the period specified in paragraph (b) of this section, provided that the information disclosure statement is filed before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by one of:

- (1) The statement specified in paragraph (e) of this section; or
- (2) The fee set forth in § 1.17(p)."

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is mandatory.)
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. 1.8(a)

- ☒ with sufficient postage as first class mail.

37 C.F.R. 1.10*

☐ as "Express Mail Post Office to Addressee"
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TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Date: July 15, 2003

CLIFFORD J. MASS

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Transmittal of Information Disclosure Statement after Mailing Date of Final Action or Notice of Allowance But before
Payment of Issue Fee—page 1 of 3) 6-5

NOTE: *If the information disclosure statement that contains the items required by 37 C.F.R. 1.97(d) is filed before, or simultaneously with, the payment of the issue fee, then it will be considered. See Notice of April 20, 1992 (1138 O.G. 37-41, 40) and 37 C.F.R. 1.97(d).*

TIME OF TRANSMITTAL OF ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed *after* a final action under § 1.113, or a notice of allowance under § 1.311, whichever occurs first, but before, or simultaneously with, the payment of the issue fee.

WARNING: *"A petition for suspension of action to allow applicant time to submit an information disclosure statement will be denied as failing to present good and sufficient reasons, since 37 C.F.R. 1.97 provides adequate recourse for the timely submission of prior art for consideration by the examiner." Notice of July 6, 1992 (1141 O.G. 63).*

STATEMENT, PETITION AND FEE

2. In accordance with the requirements of 37 C.F.R. 1.97(d):
 - A. Accompanying this transmittal is a statement, as specified in 37 C.F.R. 1.97(e).
 - B. Applicant hereby petitions for the consideration of the accompanying information disclosure statement. 37 C.F.R. 1.97(d)(2).
 - C. Applicant submits the petition fee set forth in § 1.17(p) (\$180.00).

NOTE: *"The petition should be directed to the Group Director of the examining group handling the application. The petition need do nothing more than request consideration of the information being submitted." Notice of April 20, 1992 (1138 O.G. 37-41, 40).*

FEE DUE

3. Petition fee due (§ 1.17(i)): \$180.00

METHOD OF PAYMENT OF FEE

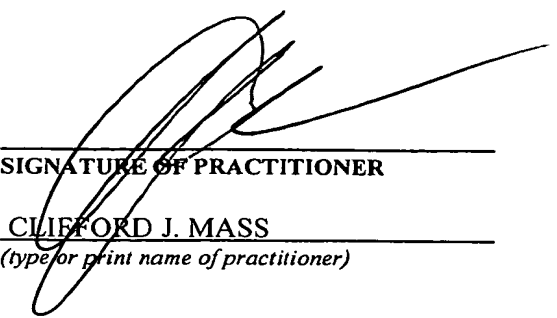
4.
 - ☒ Attached is a check for \$180.00.
 - ☐ Charge Account _____ \$180.00.A duplicate of this petition is attached.

If any additional petition fees are due, please charge Account _____.

Reg. No. 30,086

Tel. No. (212) 708-1890

Customer No.: 00140


SIGNATURE OF PRACTITIONER

CLIFFORD J. MASS

(type or print name of practitioner)

P.O. Address

c/o Ladas & Parry
26 West 61st Street
New York, N.Y. 10023



PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Vicente Bagan VARGAS, et al
Serial No.: 09/914,029 Group No.: 1755
Filed: March 22, 2002 Examiner.: Shalie A. Manlove
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PRODUCTION THEREOF,

Attorney Docket No.: U 013610-2

Commissioner for Patents
Washington, D.C. 20231

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TC 1700

INFORMATION DISCLOSURE STATEMENT

We draw the attention of the Examiner to the attached English-language version
of an International-type Search Report from a foreign office in respect of counterpart

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

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Date: July 15, 2003

Signature

CLIFFORD J. MASS

(type or print name of person certifying)

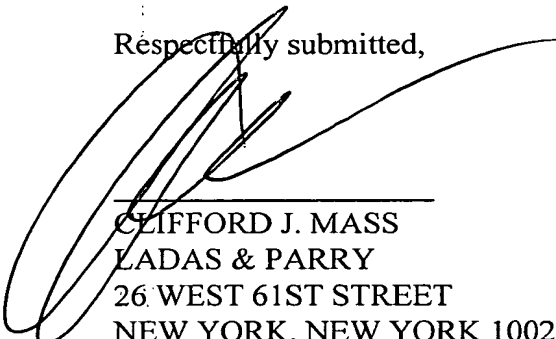
***WARNING:**

Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing
label placed thereon prior to mailing. 37 C.F.R. 1.10(b).
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon
is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this
requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at
56,442.

International Application No. PCT/ES99/00060 that indicates the degree of relevance found by the foreign office. The Search Report makes consideration of any non-English art required. MPEP 609.

Form PTO-1449 is also attached with reference copies.

Respectfully submitted,



CLIFFORD J. MASS
LADAS & PARRY
26 WEST 61ST STREET
NEW YORK, NEW YORK 10023
REG. NO.30,086(212)708-1890

FORM PTO-1449

U. S DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

SERIAL NO.

U 013610-2

09/914,029

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use several sheets if necessary)

APPLICANT

Vic nt Bargan VARGAS, et al

FILING DATE

GROUP

March 22, 2002

1755

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA	4,221,607	09/1980	Dickerson	106	304	
	AB	5,342,597	08/1994	Tunison, III	423	335	
	AC	4,405,729	09/1983	Schweitzer	523	466	
	AD	4,119,712	10/1978	Goldner, et al	424	63	
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
	AL							
	AM							
	AN							
	AO							
	AP							

OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)

	AR	Bondioli et al, Synthesis of Fe2O3/Silica Red Inorganic Inclusion pigments for Ceramic Applications, 1998, Mater. Res. Bull., Vo 33 No. 5, pp 723-729.
	AS	
	AT	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.